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OFFICE OF PETITIONS

In re Patent No. 7,419,824 :
Thonnard : DECISION UPON REMAND AND
Issue Date: September 2, 2008 : RECONSIDERATION OF
Application No. 10/742,345 : PATENT TERM ADJUSTMENT
Filed: December 19, 2003 : AND NOTICE OF INTENT
Attorney Docket No. GSKB-104US1 : TO ISSUE CERTIFICATE OF
Title: BASB006Polypeptides from : CORRECTION
Neissera Menigitidis and :
Immunogenic Compositions
Thereof

This is a decision following remand from the District Court for the District of Columbia regarding the patent term adjustment indicated on the above-identified patent. The Court remanded this matter to the U.S. Patent and Trademark Office for recalculation of the patent term adjustment in accordance with the decision in Wyeth & Elan Pharma Int'l Ltd. v. Kappos, 591 F.3d 1364 (Fed. Cir. 2010).

The patent term adjustment indicated on the above-identified patent has been recalculated as directed by the Court. The term of the above-identified patent is extended or adjusted by nine hundred sixty-four (964) days.

The application is being forwarded to the Certificates Branch for issuance of a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by nine hundred sixty-four (964) days.

Telephone inquiries specific to this matter should be directed to Senior Legal Advisor, Kery A. Fries at (571) 272-7757.

/Kery A. Fries/

Kery A. Fries

Patent No. 7,419,824 Application No. 10/742,345
Senior Legal Advisor Attorney
Office of Patent Legal Administration
Office of Associate Commissioner
For Patent Examination Policy

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Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7,419,824 B2

DATED : September 2, 2008

DRAFT

INVENTOR(S) : Thonnard

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 458 days

Delete the phrase "by 458 days" and insert – by 964 days--

Day : Tuesday
Date: 5/18/2010

Time: 10:35:59

PALM INTRANET

PTA Calculations for Application: 10/742345

Application Filing Date:	12/19/2003	PTO Delay (PTO):	623
Issue Date of Patent:	09/02/2008	Three Years:	0
Pre-Issue Petitions:	0	Applicant Delay (APPL):	165
Post-Issue Petitions:	0	Total PTA (days):	964
PTO Delay Adjustment:	506		

File Contents History

Number	Date	Contents Description	PTO	APPL	START
64	05/18/2010	ADJUSTMENT OF PTA CALCULATION BY PTO	506		
59.5	08/13/2008	PTA 36 MONTHS	117		
59	09/02/2008	PATENT ISSUE DATE USED IN PTA CALCULATION			
58	07/29/2008	EXPORT TO FINAL DATA CAPTURE			
57	07/28/2008	DISPATCH TO FDC			
56	07/28/2008	APPLICATION IS CONSIDERED READY FOR ISSUE			
55	07/25/2008	ISSUE FEE PAYMENT VERIFIED			
54	07/25/2008	ISSUE FEE PAYMENT RECEIVED			
53	05/29/2008	FINISHED INITIAL DATA CAPTURE			
52	05/12/2008	SEQUENCE FORWARDED TO PUBS ON TAPE			
51	04/28/2008	EXPORT TO INITIAL DATA CAPTURE			
50	04/25/2008	MAIL NOTICE OF ALLOWANCE			
49	04/24/2008	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED			
48	04/24/2008	NOTICE OF ALLOWABILITY			
45	03/18/2008	DATE FORWARDED TO EXAMINER			
44	02/26/2008	RESPONSE AFTER NON-FINAL ACTION			
43	12/12/2007	MAIL NON-FINAL REJECTION			
42	12/10/2007	NON-FINAL REJECTION			
40	11/16/2007	CHANGE IN POWER OF ATTORNEY (MAY INCLUDE ASSOCIATE POA)			
39	11/08/2007	CORRESPONDENCE ADDRESS CHANGE			
38	10/03/2007	DATE FORWARDED TO EXAMINER			
37	09/26/2007	RESPONSE AFTER NON-FINAL ACTION		95	35
36	09/26/2007	REQUEST FOR EXTENSION OF TIME - GRANTED			

35	03/23/2007	MAIL NON-FINAL REJECTION			
34	03/19/2007	NON-FINAL REJECTION			
33	12/19/2006	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
32	12/19/2003	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
31	01/10/2007	DATE FORWARDED TO EXAMINER			
30	12/19/2006	RESPONSE TO ELECTION / RESTRICTION FILED		70	23
29	12/19/2006	REQUEST FOR EXTENSION OF TIME - GRANTED			
28	12/19/2006	REFERENCE CAPTURE ON IDS			
27.7	12/19/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
27	12/19/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
26	08/08/2006	CORRESPONDENCE ADDRESS CHANGE			
25	08/09/2006	CHANGE IN POWER OF ATTORNEY (MAY INCLUDE ASSOCIATE POA)			
24.7	12/19/2003	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
24	12/19/2003	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
23	07/10/2006	MAIL RESTRICTION REQUIREMENT	506		-1
22	07/06/2006	REQUIREMENT FOR RESTRICTION / ELECTION			
21	12/01/2005	IFW TSS PROCESSING BY TECH CENTER COMPLETE			
20	04/23/2004	CASE DOCKETED TO EXAMINER IN GAU			
19	04/20/2004	CASE DOCKETED TO EXAMINER IN GAU			
18	04/02/2004	APPLICATION RETURN FROM OIPE			
17	04/02/2004	APPLICATION IS NOW COMPLETE			
16	04/02/2004	PRE-EXAM OFFICE ACTION WITHDRAWN			
15	04/02/2004	APPLICATION RETURN TO OIPE			
14	04/02/2004	APPLICATION RETURN FROM OIPE			
13	04/02/2004	APPLICATION RETURN TO OIPE			
12	04/01/2004	APPLICATION RETURN FROM OIPE			
11	04/02/2004	APPLICATION IS NOW COMPLETE			
10	04/01/2004	PRE-EXAM OFFICE ACTION WITHDRAWN			
9	04/01/2004	APPLICATION RETURN TO OIPE			
8	04/01/2004	APPLICATION DISPATCHED FROM OIPE			

7	04/01/2004	APPLICATION IS NOW COMPLETE			
6	02/20/2004	CLEARED BY OIPE CSR			
5	02/20/2004	CASE CLASSIFIED BY OIPE			
4	01/12/2004	IFW SCAN & PACR AUTO SECURITY REVIEW			
3	01/08/2004	CRF IS GOOD TECHNICALLY / ENTERED INTO DATABASE			
2	12/19/2003	CRF DISK HAS BEEN RECEIVED BY PREEXAM / GROUP / PCT			
1	12/19/2003	INITIAL EXAM TEAM NN			

Search Another: Application#

EXPLANATION OF PTA CALCULATION

EXPLANATION OF PTE CALCULATION

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